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Facsimile Cover Sheet

TO: Examiner Gregory Vidovich
PCT Legal Affairs Division

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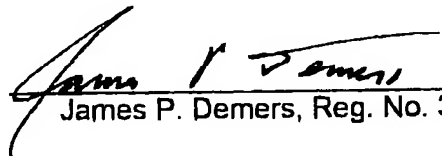
FROM: James P. Demers
Phone No.: (212) 415-8695

DATE: June 27, 2002

NO. OF PAGES (INCLUDING THIS COVER): 6

REGARDING: Serial No. : 10/019,243
US Application of : Danton et al.
Filed : December 21, 2001
Attorney Docket No. : 2458-4042US3

I hereby certify that the attached *Response to Notification* and copy of an earlier-filed *Petition Under 37 CFR 1.182*, and this cover sheet, are being transmitted to the U.S. Patent and Trademark Office on the date shown above.


James P. Demers, Reg. No. 34,320

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Docket No. 2458-4042US3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: DENTON, et al. Technology Group: (TBA)
US Serial No.: 10/019,243 Examiner: (TBA)
Filed: December 21, 2001
PCT International
Application No.: PCT/US00/17540
For: METHODS FOR OBTAINING AND USING HAPLOTYPE DATA

Response to Notification

Commissioner of Patents
PCT Legal Office
Washington, D.C. 20231

Sir:

This is in response to the Notification mailed June 14, 2002 by the PCT Legal Office in connection with application No. 10/019,415 but having applicability to the above-identified application. The above-identified application is a purported entry into the national stage in the U.S. under 35 USC 371. The Notification indicated that this is an improper application, in view of the existence of more than one 35 U.S.C. 371 applications based on the same international application. In the Notification, the PCT Legal Office indicated that Applicants may file a petition under 37 C.F.R. 1.182 to have the above-identified application converted to a U.S. utility application under 37 C.F.R. 1.111(a).

In connection with this application, Applicants submitted such a petition under 37 C.F.R. 1.182 by facsimile on March 26, 2002. During a telephone conversation on June 27, 2002 between the undersigned and Examiner Vidovich, the Examiner indicated that he never received a copy of the petition and requested that Applicants resubmit a copy thereof by facsimile. Accordingly, Applicants are submitting herewith a copy of the petition which was filed on March 26, 2002. Applicants respectfully request that the petition be acted upon as quickly as possible.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: June 27, 2002By: 
James P. Demers, Registration No. 34,320

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Docket No. 2458-4042US3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : DENTON, et al. Tech. Group : (TBA)
US Serial No. : 10/019,243 Examiner : (TBA)
PCT Serial No. : PCT/US00/17540
Filed : December 21, 2001
For : METHODS FOR OBTAINING AND USING HAPLOTYPE DATA

Petition Under 37 CFR 1.182**To Treat a 35 USC §371 Application as an Application under 35 USC §111**

Commissioner of Patents
Washington, D.C. 20231

Sir:

This is a petition under 37 CFR 1.182 to treat the above-referenced 35 USC §371 application as an application under 35 USC §111. This petition is necessary because more than one application under §371 was filed based upon the above-referenced international PCT application.

Examination of PCT/US00/175440 at the international stage resulted in a finding of non-unity of invention. Applicants elected to prosecute certain of the identified groups of claims simultaneously in five separate US applications, each of which was filed under 35 USC §371, with a preliminary amendment presenting the claims being sought in that application. The above-referenced application is one of the five separately-filed §371 applications. Applicants were subsequently informed by the Patent and Trademark Office that only one §371 application may be filed entering the national stage, and were instructed to maintain one of the applications as a §371 application and file a petition in each of the other applications to have them treated as an application under 35 USC §111 claiming priority to the PCT international application and its parent provisional application. Accordingly, the present petition seeks to have the above-referenced application treated as an application under 35 USC §111, claiming priority of PCT/US00/175440 filed June 26, 2000 and claiming priority of US provisional application 60/141,521 filed June 25, 1999.

COPY

Docket No. 2458-4042US3

The Commissioner is hereby authorized to charge the required petition fee of \$130.00 (37 CFR 1.17(h)) to deposit account 13-4500, Order No. 2458-4042US3.

Should this petition be granted, Applicants request that the filing fees submitted in connection with the improper §371 application be applied toward the filing fees associated with a §111 filing of this application.

The Commissioner is hereby authorized to credit any refund, or to charge any additional fees that may be required in granting this petition, including additional filing fees and claim fees, to deposit account 13-4500, Order No. 2458-4042US3.

Two duplicate copies of this sheet are attached.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: March 26, 2002

By: 

James P. Demers
Registration No. 34,320

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